

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

JOHN DOHERTY, )  
                  )  
Plaintiff,     )  
                  )  
v.               ) Civ. No. 04-370-SLR  
                  )  
STATE OF DELAWARE DEPARTMENT )  
OF CORRECTION, NOREEN RENARD, )  
JOSEPH PAESANI, JAMES     )  
LUPINETTI, MICHAEL TIGUE and )  
ROBERT I. GEORGE, JR.,    )  
                  )  
Defendants.     )

O R D E R

At Wilmington this 30<sup>th</sup> day of March, 2005, consistent with the memorandum opinion issued this same date;

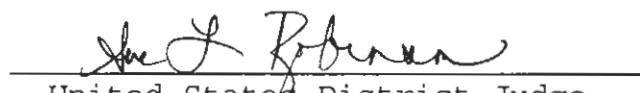
IT IS ORDERED that defendants' motion to dismiss (D.I. 10) is granted in part and denied in part.

IT IS FURTHER ORDERED that:

1. The parties shall conduct discovery on the limited issue of whether plaintiff's demotion resulted in a loss of pay or other benefits. This discovery shall be initiated so as to be completed on or before **JUNE 30, 2005**.

2. The parties may file motions for summary judgment on

this issue on or before **July 29, 2005.**

  
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United States District Judge